

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
HUNTINGTON DIVISION

_____)	
OHIO VALLEY ENVIRONMENTAL)	
COALITION, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 3:11-149
)	
UNITED STATES ARMY CORPS OF)	
ENGINEERS, et al.,)	
)	
Defendants.)	
_____)	

STATUS REPORT

Pursuant to the Court's Order of April 20, 2011 [Dkt. No. 38], the United States Army Corps of Engineers ("Corps") hereby reports to the Court and the parties on the Corps' review of the subject permit upon remand.

1. The Corps' review of the subject permit is ongoing. Since our last status report on May 20, 2011, the Corps has had further communications with Highland Mining Company to discuss the issues being reviewed. The Corps has scheduled a meeting with representatives of the company to discuss some of the issues subject to review. The Corps has also requested additional information from the Company, which the Corps anticipates will be provided shortly. The Corps will continue to update the status of its review as required by the April 20, 2011 Order.

2. Although the timing of the Corps' review depends on a number of factors, including the receipt of all necessary information, the Corps' good faith estimate is that review will take an additional 60 days to complete.

Respectfully submitted,

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/s/ Kenneth C. Amaditz
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CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of June, 2011, I filed the foregoing Status Report with the Clerk of Court using the CM/ECF system, which will cause a copy to be served on counsel of record.

/s/ Cynthia J. Morris